



Report of the Assistant Chief Executive (Corporate Governance)

Report to the Licensing Sub Committee

Date: Monday 23rd March 2009

Subject: Application for A Temporary Event Notice for the Skinners Arms, Sheepscar Street North, Sheepscar, Leeds, LS7 2AT.

Electoral Wards Affected:

Chapel Allerton

Ward Members consulted
(referred to in report)

Specific Implications For:

Equality and Diversity

Community Cohesion

Narrowing the Gap

Executive Summary

This report is to advise Members that Entertainment Licensing have received notification of a proposed Temporary Event ("the notice") made under the Licensing Act 2003 ("The Act")

1.0 Purpose of this Report

To advise Members of an application made under s.100 of the Licensing Act 2003 ("the Act") a Temporary Event Notice in respect of **Mrs Icyclma Jerome, Skinners Arms Pub, Sheepscar Street North, Sheepscar, Leeds, LS7**. The Licensing Sub-Committee is required to consider this application due to the receipt of representations.

2.0 The Application

2.1 The Premises User is **Mrs Icyclma Jerome**

2.2 The premises user has given notice of his intention to hold a Temporary Event at **Skinners Arms, Sheepscar Street North, Sheepscar, Leeds, LS7**.

2.3 The location and proximity to the neighbouring premises can be seen on the map provided; Members attention is drawn to Appendix "A".

2.4 Members should note that the most important aspect of the system of Temporary Events is no authorisation as such is required for these events from the Licensing Authority.

- 2.5 In general, only the Police may intervene to prevent such an event taking place or to agree a modification of the arrangements for such an event.
- The number of times a person (“The Premises User”) may give a Temporary Event Notice. In this case it is 50 times per year for a Personal Licence Holder and 5 times per year for those without a Personal Licence.
 - The number of times a Temporary Event Notice may be given in respect of any particular premises is limited to 12 times in a calendar year.
 - The length of a Temporary Event Notice may last.
 - The maximum aggregate duration of the period covered by Temporary Event Notices at any individual premise (15 days)
 - The scale of the event in terms of the maximum number of people attending at any one time. This is limited to less than 500.
- 2.6 The premises user has given notice of the Temporary Event under s.100 of the Act. A copy of the notice is attached as Appendix “**B**”

i. Proposed Licensable Activities

The applicant proposes to carry out those licensable activities at the premises as identified at Section 3 of the notice.

- Sale by retail of Alcohol
- Regulated Entertainment
- Late Night Refreshment

ii. Proposed Date and Hours of Licensable Activities

- Friday 27th March
- 00:05 – 03:00 hours

iii. Proposed Capacity

- Stated capacity of **120 persons**

3.0 Relevant Representations

3.1 Under the Act representations can be received from responsible authorities. Representations must be relevant.

3.2 Responsible Authorities made the following representations:-

- West Yorkshire Police have received a copy of the notice. They consider that allowing the premises to be used in the manner set out in the Notice will undermine the Crime Prevention Objective. The Police have therefore given **Mrs Icylma Jerome** and the Licensing Authority an objection notice.

Members are invited to consider a copy of this objection notice which is attached to this report as Appendix “**C**”.

4.0 MATTERS RELEVANT TO THE TEMPORARY EVENT NOTICE

Members of the Licensing Sub Committee must make decisions with a view to Promoting the Crime Prevention Licensing Objective.

In making their decision Members are obliged to have regard to the National Guidance and the Council's Licensing Policy. Members will be aware that they must Also have regard to the objection notice and evidence they hear.

5.0 OPTIONS AVAILABLE TO MEMBERS

5.1 If having heard the evidence members are satisfied the event will undermine the Crime Prevention Objective the Licensing Sub Committee must issue the premises with a Counter Notice

- Issuing the Counter Notice has the effect to prevent the event from taking place.
- If having heard the evidence, the Members are satisfied that the event will not undermine the Crime Prevention Objective, the Licensing Sub Committee may decide to allow the event to take place as proposed.

5.2 Members of the Licensing Sub Committee are asked to note that they may not modify, restrict or seek to attach conditions to the proposed licensable activities.

BACKGROUND PAPERS

- Guidance issued under s182 Licensing Act 2003
- Leeds City Council Licensing Policy